

Sentence Review Division
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SENTENCE REVIEW DIVISION OF THE SUPREME COURT OF MONTANA

STATE OF MONTANA,)	Cause No. DC-18-227
)	
Plaintiff,)	Lake County District Court
)	Montana Twentieth Judicial District
-vs-)	
)	DECISION
JOSEPH CONKO PARIZEAU, JR.,)	
)	
Defendant.)	

On February 5, 2019, the Defendant was sentenced to a commitment of ten (10) years to the Montana State Prison, with no time suspended, for the offense of Count I: Criminal Endangerment. Counts II, III, and IV were dismissed with prejudice. The Court ordered the Defendant ineligible for parole during the entire 10-year sentence. The Defendant was ordered to pay restitution in the amount of \$3,697.22. The Defendant received credit for time served of 218 days.

On August 2, 2019, the Defendant's Application for review of that sentence was heard by the Sentence Review Division of the Montana Supreme Court (hereafter "the Division"). The Defendant appeared by video conferencing from the Great Falls Regional Prison and was represented by Nate McConnell of the Office of the State Public Defender. The State was not represented. Present in the hearing room were Pam and Mark Clary, mother and stepfather of homicide victim Cassandra Harris, along with the victim's sister and brother-in-law, Michelle and Jacob Sharbono. Pam Clary, Michelle Sharbono, and Jacob Sharbono all gave statements.

Before hearing the Application, the Defendant was advised that the Division has the authority not only to reduce the sentence or affirm it, but also increase it. The Defendant was further advised that there is no appeal from a decision of the Division. The Defendant acknowledged that he understood this and stated that he wished to proceed.

Rule 12, Rules of the Sentence Review Division of the Supreme Court of Montana, provides that, "The sentence imposed by the District Court is presumed correct. The sentence shall not be reduced or increased unless it is clearly inadequate or clearly excessive." (Section 46-18-904(3), MCA).

The Division finds that the reasons advanced for modification are insufficient to hold that the sentence imposed by the District Court is clearly inadequate or clearly excessive.

Therefore, it is the unanimous decision of the Division that the sentence is **AFFIRMED**.

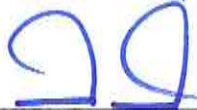
Done in open Court this 2nd day of August, 2019.

DATED this 22nd day of August, 2019.

SENTENCE REVIEW DIVISION



Hon. Brenda Gilbert, Chairperson



Hon. Dan Wilson, Member



Hon. Luke Berger, Member

Copies mailed this 30th day
of August, 2019, to:

Clerk of District Court (Original)
Joseph Conko Parizeau, Jr. #3025604, Defendant (2)
Hon. James Manley
Nate McConnell, Defense Counsel
Steven Eschenbacher, Esq.
Board of Pardons and Parole
MSP - Records Dept.



Georgia Lovelady, Judicial Assistant
Sentence Review Division